

Introduced by Senator Roth

February 6, 2014

An act to amend Section 21113 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 953, as introduced, Roth. Vehicles: parking: public grounds.

Existing law prohibits a person from driving a vehicle or animal, or stopping, parking, or leaving standing a vehicle or animal, whether attended or unattended, upon the driveways, paths, parking facilities, or grounds of specified public entities, including a public transportation agency, except with the permission of, and upon and subject to any condition or regulation that may be imposed by, the governing body of the specified public entity. Existing law authorizes a public transportation agency that imposes any condition or regulation upon a person who parks or leaves standing any vehicle, pursuant to these provisions, to enforce that condition or regulation in the same manner generally provided for the enforcement of parking regulations or designate specific employees for the purpose of removing the vehicle in the same manner as a city, county, or jurisdiction of a state agency is authorized pursuant to specified provisions of law. Existing law defines a public transportation agency, for purposes of these provisions, as a public agency that provides public transportation, as specified.

This bill would include the Riverside County Transportation Commission within the definition of public transportation agency.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 21113 of the Vehicle Code is amended to read:

21113. (a) A person shall not drive ~~any~~ a vehicle or animal, or stop, park, or leave standing ~~any~~ a vehicle or animal, whether attended or unattended, upon the driveways, paths, parking facilities, or the grounds of any public school, state university, state college, unit of the state park system, county park, municipal airport, rapid transit district, transit development board, transit district, *public transportation agency*, joint powers agency operating or managing a commuter rail system, or any property under the direct control of the legislative body of a municipality, or ~~any~~ a state, county, or hospital district institution or building, or ~~any~~ an educational institution exempted, in whole or in part, from taxation, or any harbor improvement district or harbor district formed pursuant to Part 2 (commencing with Section 5800) or Part 3 (commencing with Section 6000) of Division 8 of the Harbors and Navigation Code, a district organized pursuant to Part 3 (commencing with Section 27000) of Division 16 of the Streets and Highways Code, or state grounds served by the Department of the California Highway Patrol, or any property under the possession or control of a housing authority formed pursuant to Article 2 (commencing with Section 34240) of Chapter 1 of Part 2 of Division 24 of the Health and Safety Code, except with the permission of, and upon and subject to any condition or regulation that may be imposed by the legislative body of the municipality, or the governing board or officer of the public school, state university, state college, county park, municipal airport, rapid transit district, transit development board, transit district, *public transportation agency*, joint powers agency operating or managing a commuter rail system, or state, county, or hospital district institution or building, or educational institution, or harbor district, or a district organized pursuant to Part 3 (commencing with Section 27000) of Division 16 of the Streets and Highways Code, or housing authority, or the Director of Parks and Recreation regarding units of the state park system or the state agency with jurisdiction over the grounds served by the Department of the California Highway Patrol.

1 (b) A governing board, legislative body, or officer shall erect
2 or place appropriate signs giving notice of any special conditions
3 or regulations that are imposed under this section and the governing
4 board, legislative body, or officer shall also prepare and keep
5 available at the principal administrative office of the governing
6 board, legislative body, or officer, for examination by all interested
7 persons, a written statement of all those special conditions and
8 regulations adopted pursuant to this section.

9 (c) When a governing board, legislative body, or officer permits
10 public traffic upon the driveways, paths, parking facilities, or
11 grounds under their control then, except for those conditions
12 imposed or regulations enacted by the governing board, legislative
13 body, or officer applicable to the traffic, all the provisions of this
14 code relating to traffic upon the highways shall be applicable to
15 the traffic upon the driveways, paths, parking facilities, or grounds.

16 (d) A public transportation agency that imposes any condition
17 or regulation upon a person who parks or leaves standing ~~any a~~
18 vehicle, pursuant to subdivision (a), is authorized to do either of
19 the following:

20 (1) Enforce that condition or regulation in the manner provided
21 in Article 3 (commencing with Section 40200) of Chapter 1 of
22 Division 17 of this code. The public transportation agency shall
23 be considered the issuing agency for that purpose.

24 (2) Designate regularly employed and salaried employees, who
25 are engaged in directing traffic or enforcing parking laws and
26 regulations, for the purpose of removing any vehicle in the same
27 manner as a city, county, or jurisdiction of a state agency pursuant
28 to Chapter 10 (commencing with Section 22650) of Division 11
29 of this code.

30 (e) With respect to the permitted use of vehicles or animals on
31 property under the direct control of the legislative body of a
32 municipality, no change in the use of vehicles or animals on the
33 property, that had been permitted on January 1, 1976, shall be
34 effective unless and until the legislative body, at a meeting open
35 to the general public, determines that the use of vehicles or animals
36 on the property should be prohibited or regulated.

37 (f) A transit development board may adopt ordinances, rules,
38 or regulations to restrict, or specify the conditions for, the use of
39 bicycles, motorized bicycles, skateboards, and roller skates on

1 property under the control of, or any portion of property used by,
2 the board.

3 (g) A public agency, including, but not limited to, the Regents
4 of the University of California and the Trustees of the California
5 State University, may adopt rules or regulations to restrict, or
6 specify the conditions for, the use of bicycles, motorized bicycles,
7 skateboards, and roller skates on public property under the
8 jurisdiction of that agency.

9 (h) “Housing authority,” for the purposes of this section, means
10 a housing authority located within a county with a population of
11 over six million people, and any other housing authority that
12 complies with the requirements of this section.

13 (i) “Public transportation agency,” for purposes of this section,
14 means a public agency that provides public transportation as
15 defined in paragraph (1) of subdivision (f) of Section 1 of Article
16 XIX A of the California Constitution *or the Riverside County*
17 *Transportation Commission created pursuant to Section 130050*
18 *of the Public Utilities Code.*